

Legislative And Public Policy Committee (LPPC) Minutes
January 14, 2014 Minutes

Members Present

Janelle Lewis, Chair
Tho Vinh Banh
Dan Boomer
Ray Ceragioli
Lisa Davidson
Connie Lapin
April Lopez
David Mulvaney

Members Absent

Jennifer Allen
David Forderer
Brian Gutierrez

Others Attending

Mark Polit (Staff)
Robert Philips (Staff)
David Grady (Staff)
Karim Alipourfard (Staff)
George McElroy (Parent)
Anastasia Bacigalupo

1. CALL TO Order

Chairperson Lewis Called the meeting to order at 10.07 AM

2. ESTABLISHMENT OF A QUORUM

A quorum was established

3. INTRODUCTIONS AND ANNOUNCEMENTS :

Members introduced themselves and announcements were made

4. APPROVAL OF NOVEMBER 12, 2013 MINUTES

The reference to Ray Ceragioli as Chair was changed and replaced with Janelle Lewis. David Mulvaney moved and Daniel Boomer seconded to approve the minutes as amended. Motion Passed 6-0-1.

5. PUBLIC COMMENTS

Connie Lapin discussed Cal State Northridge autism awareness and living skills for students with autism and the importance of implementing Self-Determination. She also passed around the Newman Aaronson Vanaman E-News leaflet on Special Education and reference to their upcoming seminar on School Districts, Regional Centers, and self-determination.

Tho Vinh Banh distributed DRC 's January Publications #F100.01 and F101.01 concerning particular sections of SB 555 (Correa) (Chapter 685, Statutes of 2013) that Children (0-3) and those who are 3 years and older have the right to receive information and services in their native languages from Regional Centers.

6. GOVERNOR'S BUDGET PROPOSAL

(1) The Governor's budget did NOT take action to restore any of the cuts that have been made to the State contribution towards individuals' SSI payments. It was moved by Connie Lapin and seconded by Dave Mulvaney to recommend that the Council SUPPORT restoration of the state's SSP contribution. The motion passed (8-0-0)

(2) Because of a Department of Labor rule change, IHSS providers who work overtime must now be paid overtime rates. To prevent labor costs from increasing for IHSS, the Governor has proposed banning overtime for IHSS providers. It was moved by Connie Lapin and seconded by David Mulvaney to recommend that the Council OPPOSE the Governor's proposal to ban overtime for IHSS providers, and make overtime allowable and funded. The motion passed (8-0-0)

(3) Lisa Davidson moved and Connie Lapin seconded to recommend that the Council SUPPORT the Governor's full funding of the developmental services system for growth and the appropriation of \$110 million for funding the state's minimum wage increase and \$7.5 million to compensate for the Department of Labor's new overtime requirements for domestic workers. The motion passed 8-0-0.

7- ACTIVE LEGISLATION

A. AB 1089 (Calderon) Foster Regional Center Transfers.

Committee wants more information on coming changes to the legislation and why ARCA has been opposed.

B. SB 663(Lara) Victims of Sexual Assault

The new version of SB 663 has been amended significantly to delete provisions on consent, hearsay evidence and law enforcement model policy development. The bill added significant requirements around training of law enforcement and special investigation units for crimes involving people with developmental disabilities. David Mulvaney moved and Dan Boomer seconded to recommend that the Council SUPPORT the current version of SB 663. The motion passed 7-0-1.

C. SB 579 (Berryhill), Commission on Oversight of Regional Center Services

This bill would have the Legislature establish a Commission to hold hearings, gather information, and make a recommendation (By September 30, 2016) on the best methods of oversight for services now licensed by Community Care Licensing. This would include the type of oversight, such as use of outcome based measures, and who should do the oversight. The bill is sponsored by ARCA and came out of the collaboration between the provider community and Golden Gate Regional Center. The Commission would be comprised of people from the service provider's community, the advocacy and "consumer services community", and regional centers.

Daniel Boomer moved and Connie Lapin seconded to recommend that the Council SUPPORT SB 579 IF AMMENDED to include on the commission both advocacy organizations and self-advocates and/or family members. The motion passed 8-0-0.

8. Long Term Services and Supports

This agenda item was not discussed.

9. Parental Fee

George McElroy a parent called through Teleconference expressing his disappointment and anger claiming the department shows inconsistency and inaccuracy in setting parental fees of persons with disabilities. He said he is the parent of a 16 year old boy with severe autism who resides in a 24/7 care facility in Los Angeles. He then requested that LPPC advocate legislation to address issues of high fees and lack of appeal rights. Mark Polit stated he has requested information from the department and that he wanted more time to gather information. He suggested there were three policy issues; (1) Are parental fees fair, since there appears to be

unreasonable assumptions in the Department of Agriculture estimates (used by the department for the family fee program) of family costs for supporting children in their home. (2) Are the fees too high? (3) Should families assessed a fee have fair hearing appeal rights?

David Mulvaney moved and Dan Boomer seconded to add parental fee as an action item to next month's agenda. Motion passed 8-0-0. The committee suggested that Mr. McElroy attend the next meeting for this discussion.

10. Planning for Next Meeting

Next LPPC meeting to be held on Wed. Feb 5, 2014 from 10 am to 3 pm. The committee will review the draft of the legislative platform and aim for Council approval at their March 20 meeting.

11. Adjournment

Chairperson Lewis adjourned the meeting at 1:30 PM.